

CASE NO. 08 cu 1589

ATTACHMENT NO. 12

**TAB (DESCRIPTION)** \_\_\_\_\_

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3 DATE OF HEARING: March 14, 2000

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3 Page Numbers: CC1 through CC4

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11 Motion Petitioner Continuance 3

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15	<u>WITNESS</u>	DX	CX	RDX	RCX	FD	FC
	None						

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1           I N D E X

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I N D E X

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4 NAME OF CASE: People of the State of Illinois  
5 vs. Jerome Hendricks, the Defendant.

6

7

8 DATE HEARD: March 13, 2003

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15 (Case continued to April 15, 2003.)

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1 I N D E X

2 Date: April 15, 2003  
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8 Continuance 3

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15 WITNESS	DX	CX	RDX	RCX	FD	FC
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None

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3

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I N D E X

2 PETER PARIS

3 October 13, 2003

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4 People vs. JEROME HENDRICKS

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3 NAME: The People of the State of Illinois vs.  
4 Jerome Hendricks, the Defendant.

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8 DATE: March 15, 2005

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12 PAGES: ZZ - 1 through ZZ - 4

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1           THE CLERK: Sheet 11, line 13. Jerome Hendricks.  
2           Custody.

3           THE COURT: Good morning, Mr. Hendricks.

4           DEFENDANT HENDRICKS: How you doing, Honorable  
5           Holt?

6           THE COURT: Ms. O'Connor, this is back on  
7           reversal from the Appellate Court, after denial of  
8           the defendant's Post-Conviction Petition.

9           MS. OCONNOR: Yes.

10          THE COURT: And I think it was returned for a  
11          failure of Mr. Hendricks' attorney to file a  
12          certificate, as required by Supreme Court Rule.

13          MS. OCONNOR: Yes.

14          THE COURT: If that's the case, at this point in  
15          time, there does not seem to be any reason why Mr.  
16          Hendricks should be held in Cook County.

17          MS. OCONNOR: No, Judge, it doesn't. Appears to  
18          be that way, since it's a post-conviction matter.

19          THE COURT: Do you have a file on him that would  
20          indicate who his attorney was? Who was your  
21          attorney?

22          DEFENDANT HENDRICKS: Miss Slocum.

23          THE COURT: I'm sorry?

24          DEFENDANT HENDRICKS: Diane Slocum.

1 MS. OCONNOR: On the PC?

2 THE COURT: On the PC?

3 DEFENDANT HENDRICKS: From Alden (phonetic  
4 spelling) office.

5 THE COURT: From where?

6 DEFENDANT HENDRICKS: The Organ (phonetic  
7 spelling) office; Organ.

8 THE COURT: Aurora?

9 DEFENDANT HENDRICKS: No. Ogden; that street,  
10 Ogden.

11 THE COURT: Oh, Ogden.

12 DEFENDANT HENDRICKS: That office over there.

13 THE COURT: In any event, at this point in time,  
14 the defendant is remanded to the Illinois  
15 Department of Corrections. His matter's continued,  
16 order of Court. Let's go to March 4th to get the  
17 court file and then we'll see where we go from  
18 there.

19 Mr. Hendricks, your attorney, I presume, will  
20 be in touch with you and advise you as to what  
21 stage these proceedings are in. If it becomes  
22 necessary for your presence to be- for you to be  
23 present in open court, we will have you brought  
24 back from the Department of Corrections.

1                   Have a good day, sir.

2                   THE COURT: The writ is quashed.

3                   ( A continuance was taken  
4                   to 10:00 o'clock A.M.,  
5                   Tuesday, the 4th day of  
6                   March, A.D., 1997. )

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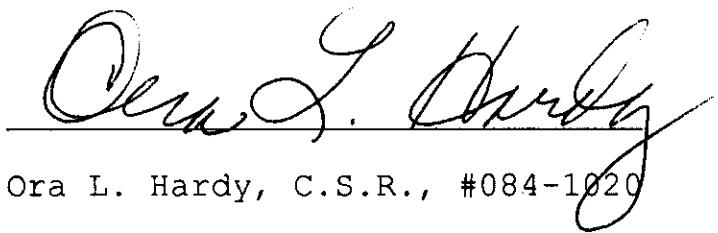
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IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
COOK COUNTY, ILLINOIS

I, ORA L. HARDY, Official Court Reporter  
of the Circuit Court of Cook County, County  
Department-Criminal Division, do hereby certify  
that I reported in shorthand the proceedings had  
at the hearing of the above-entitled cause; that I  
thereafter transcribed into typewriting the  
foregoing Report of Proceedings had at the hearing  
of the above-entitled cause, which I hereby  
certify is a true and correct transcript of the  
proceedings had before the said Judge of the  
Circuit Court of Cook County, County Department-  
Criminal Division.

  
\_\_\_\_\_  
Ora L. Hardy, C.S.R., #084-1020

1 STATE OF ILLINOIS )  
2 COUNTY OF COOK ) SS:  
3

4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
5 COUNTY DEPARTMENT - SIXTH MUNICIPAL DISTRICT

6 THE PEOPLE OF THE )  
7 STATE OF ILLINOIS, )  
8 VS. ) Case No. 88 CR 12517-01  
9 JEROME HENDRICKS. ) Charge: Murder

10

11 REPORT OF PROCEEDINGS of the hearing had  
12 before the Honorable LEO E. HOLT on the fourth  
13 day of March, 1997, in Markham, Illinois.

14 APPEARANCES:

15 HON. RICHARD A. DEVINE,  
16 State's Attorney of Cook County, by:  
17 MS. AIDAN O'CONNOR,  
18 Assistant State's Attorney,  
19 appeared for the People.

20

21

22 Nicola Peel Vogelgesang  
23 No. 084-001241  
24 Official Court Reporter  
16501 S. Kedzie Parkway  
25 Markham, Illinois 60426

1 THE CLERK: Sheet one, line one Jerome Hendricks.

2       THE COURT: What needs to be done on Mr. Hendricks  
3 is to have his post conviction lawyer appear before  
4 the Court. I presume that the file discloses the name  
5 of that person. Mr. Hendricks told me last time he  
6 was in court, but I don't recall it. I'll take the  
7 responsibility of contacting his lawyer's office and  
8 having her or him appear in court. Let's say on the  
9 14th. Order of Court, March 14th.

10 (Whereupon, the proceedings in the  
11 above-entitled cause were continued  
12 until the 14th day of March, 1997.)

13

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1 STATE OF ILLINOIS )  
2 COUNTY OF C O O K ) SS:  
3

4 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
5 COUNTY DEPARTMENT - SIXTH MUNICIPAL DISTRICT  
6

7 I, Nicola Vogelgesang, Official Court  
8 Reporter of the Circuit Court of Cook County, Criminal  
9 Department-Sixth Municipal District, do hereby certify  
10 that I reported in shorthand the proceedings had on  
11 the hearing in the afore-mentioned cause; that I  
12 thereafter caused the foregoing to be transcribed into  
13 typewriting, which I hereby certify to be a true and  
14 accurate transcript of the Report of Proceedings had  
15 before the Honorable LEO E. HOLT,  
16 Judge of said court.

17

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23 Dated this 28th day of  
24 July, 2005.

*Nicola Vogelgesang*  
Official Court Reporter  
No. 084-001241

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF COOK )

IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE )  
STATE OF ILLINOIS )  
 )  
V ) No. 88 CR 12517-01  
 )  
JEROME HENDRICKS )

REPORT OF PROCEEDINGS had in the above-entitled  
cause, before the Honorable LEO E. HOLT, Judge of said court, on  
the 14th day of March, A.D., 1997.

## APPEARANCES:

HON. RICHARD A. DEVINE,  
State's Attorney of Cook County, by  
MR. RONALD WEIDHUNER,  
Assistant State's Attorney,  
Appeared for The People.

THE CLERK: Sheet 1, Line 1, Jerome Hendricks.

(Defendant Not Present)

MR. WEIDHUNER: Isn't he in custody?

THE CLERK: No, he's in custody downstate. He's in the Department of Corrections.

MR. WEIDHUNER: Judge, my recollection is the attorney who represented him on his post-conviction proceedings thinks this case is on the call Monday. At least I hope that she does. She will probably be out here Monday.

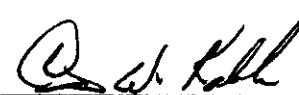
THE COURT: I'm going to hold the case on call until Monday. Order of Court, March 17th.

(Whereupon the further proceedings in the above-entitled cause were continued to March 17th, 1997.)

STATE OF ILLINOIS      )  
                            ) SS.  
COUNTY OF COOK      )

IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

I, Casimir W. Kowalski, Official Court Reporter of the  
Circuit Court of Cook County, County Department-Criminal  
Division, do hereby certify that I transcribed the foregoing Report  
of Proceedings from the notes of Brenda Green-Armstrong, a  
Certified Shorthand Reporter, and that the foregoing is a true and  
correct transcript of said Report of Proceedings as appears from  
the stenotype notes had before the Honorable LEO HOLT, Judge  
of said court.

 8.3.05  
Official Court Reporter 084-000883

STATE OF ILLINOIS )  
                    ) SS.  
COUNTY OF COOK )

IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE )  
STATE OF ILLINOIS )  
                    )  
V                  ) No. 88 CR 12517-01  
                    )  
JEROME HENDRICKS )

REPORT OF PROCEEDINGS had in the above-entitled  
cause, before the Honorable THOMAS DAVY, Judge of said court,  
on the 17th day of March, A.D., 1997.

APPEARANCES:

HON. RICHARD A. DEVINE,  
State's Attorney of Cook County, by  
MR. RONALD WEIDHUNER,  
Assistant State's Attorney,  
Appeared for The People;

Reported By:  
Casimir W. Kowalski  
Official Court Reporter

THE CLERK: Sheet 3, Line 7, Jerome Hendricks.

(Defendant Not Present)

MR. WEIDHUNER: Judge, Diane Slocumb and Robert Lee, from the Public Defender's Office, and Mr. Haskins from the State's Attorney's Office, were here today and agreed on the date of 3-21 for further proceedings before Judge Holt on this matter.

THE COURT: All right. 3-21-97.

(Whereupon the further proceedings in the above-entitled cause were continued to March 21, 1997.)

STATE OF ILLINOIS )  
                      ) SS.  
COUNTY OF COOK   )

I, CASIMIR W. KOWALSKI, Official Court Reporter  
of the Circuit Court of Cook County, County Department-  
Criminal Division, do hereby state that I reported in shorthand  
the proceedings had in the above-entitled cause, and that I,  
thereafter, caused to be transcribed into typewriting the  
foregoing transcript, which I hereby certify is a true and correct  
Report of Proceedings of the hearing had before said judge.

C. W. K. S. 8/11/05

084-000883

1 STATE OF ILLINOIS ]  
2 COUNTY OF C O O K ] SS.  
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4  
5 IN THE CIRCUIT COURT OF COOK COUNTY  
6 COUNTY DEPARTMENT - CRIMINAL DIVISION  
7

8 THE PEOPLE OF THE ]  
9 STATE OF ILLINOIS,  
10

11 Plaintiff,  
12

13 vs.  
14

15 No. 88 CR 12517-01  
16

17 JEROME HENDRICKS,  
18

19 Defendant.  
20

21  
22 REPORT OF PROCEEDINGS had in the above-  
23 entitled cause before the HONORABLE LEO E.  
24 HOLT, Judge of said court, on the 21st day of  
March, 1997.

25 PRESENT:  
26

27 HON. RICHARD A. DEVINE, State's Attorney,  
28 BY: MR. JOHN HASKINS, Assistant State's  
29 Attorney,  
30

31 on behalf of the People;  
32

33 MS. RITA A. FRY, Public Defender,  
34 BY: MR. ROBERT LEE, Assistant Public  
35 Defender,  
36

37 on behalf of the Defendant.  
38

39 Mary A. Gleeson, CSR  
40 Official Court Reporter  
41

1                   MR. LEE: For the record, Bob Lee,  
2                   assistant public defender, on behalf of  
3                   Mr. Hendricks. This case was held on call  
4                   basically to get it back in the flow of the  
5                   order of the post-conviction schedule. We have  
6                   located both the trial file and the trial  
7                   transcript as well.

8                   What I'm asking to do is to continue  
9                   this matter to June 20. I would hope by that  
10                   date to have reviewed the transcript and also  
11                   conversed with my client, be prepared to file a  
12                   supplemental.

13                   THE COURT: My recollection is that I  
14                   remanded the defendant to the Department of  
15                   Corrections. He was housed in the county jail,  
16                   but he is now in the Department of Corrections.

17                   MR. LEE: I have talked to him. He is down  
18                   there at Pontiac.

19                   THE COURT: Mr. Haskins.

20                   MR. HASKINS: June 27, or the 13th.

21                   MR. LEE: We can do it before that.

22                   MR. HASKINS: How about May 23?

23                   MR. LEE: That's fine, Judge.

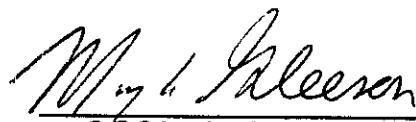
24                   MR. HASKINS: Is that okay, Judge?

1 THE COURT: By agreement May 23.  
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4 (Continued to 05/23/05.)  
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1 STATE OF ILLINOIS ]  
2 COUNTY OF C O O K ] SS.  
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5 I, MARY A. GLEESON, an Official Court  
6 Reporter for the Circuit Court of Cook County,  
7 do hereby certify that I reported in shorthand  
8 the proceedings had in the hearing in the  
9 foregoing cause; that I thereafter caused the  
10 foregoing to be transcribed into typewriting,  
11 which I certify to be a true and accurate  
12 transcript of the proceedings had before the  
13 Honorable Leo E. Holt, Judge of said court, on  
14 the 21st, day of March, 1997.

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\_\_\_\_\_  
Official Court Reporter  
C.S.R. No. 084-002403

Dated this 15th day  
of August, 2005.

1 STATE OF ILLINOIS )  
2 COUNTY OF COOK ) SS

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE )  
6 STATE OF ILLINOIS, )  
7 Plaintiff, )  
versus ) No. 88 CR 12517-01  
JEROME HENDRICKS, )  
Defendant. )

8

9 REPORT OF PROCEEDINGS had at the hearing of the  
10 above-entitled cause, before the Honorable LEO HOLT, one of  
11 the Judges of said Division, on the 23rd day of May, A.D.,  
12 1997.

13

14 PRESENT:

15 HON. JACK O'MALLEY,  
16 State's Attorney of Cook County,  
17 MR. JOHN HASKINS,  
18 Assistant State's Attorney,  
for the People of the State of  
Illinois,

19 MS. RITA FRY,  
20 Public Defender of Cook County,  
21 MR. ASTON,  
22 Assistant Public Defender,  
for the Defendant.

23 Sharon Washington-Winn, CSR  
24 Official Court Reporter  
084-001203

1 THE CLERK: Sheet one, line one, Jerome Hendricks.

2 THE COURT: Did you agree? By agreement 5-29.

3 MR. HASKINS: Right, at 11:30. Oh, Mr. Lee is not  
4 present today, your Honor. I will notify him next Thursday  
5 next Thursday 11:30.

6 THE COURT: Order of Court.

7 (Case passed.)

8 THE CLERK: Recalling sheet one, line one, Jerome  
9 Hendricks.

10 MR. ASTON: Judge, this remains Mr. Robert Lee's  
11 case, however he is in the process of moving. It will be re-  
12 assigned to a new attorney who has just joined our unit a  
13 couple of weeks ago. I would be asking for at least a sixty  
14 day date for him to become familiar with the file itself  
15 and proceed forward with it.

16 MR. HASKINS: I get the impression they don't feel, I  
17 think, they feel you and me are interchangeable and turn up  
18 because I received no notice until about ten minutes ago.

19 THE COURT: What date do you want?

20 MR. ASTON: Today is the 23rd. How about July 24th?  
21 Is that all right with you, Jack, it is a Thursday? Is that  
22 before the Court goes on vacation?

23 THE COURT: I will be on vacation at that time.

24 Let's put this case over though August 29, Mr. Aston.

1 MR. HASKINS: That is Friday. Is that all right?

2 MR. WITNEY: I like Fridays.

3 THE COURT: Order of Court, August 29.

4 MR. HASKINS: Thanks, Judge.

5 MR. ASTON: Thanks, Judge.

6 (Said case was continued to August 29,  
7 1997, at 9:00 a.m.)

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1 STATE OF ILLINOIS )  
2 COUNTY OF C O O K ) SS

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6 I, Sharon Washington-Winn, Official Court  
7 Reporter of the Circuit Court of Cook County, County  
8 Department, do hereby certify that I reported in shorthand  
9 the evidence had in the above-entitled cause and that the  
10 foregoing is a true and correct transcript of all the  
11 evidence heard.

12

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16

Sharon Washington-Winn

17 Official Court Reporter #084-001203  
18 Circuit Court of Cook County  
19 County Department

20

21

22

23 Dated this 8th day of

24 December, A.D., 2005.

STATE OF ILLINOIS )  
                      ) SS.  
COUNTY OF COOK    )

IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE        )  
STATE OF ILLINOIS        )  
                          )  
                          )  
V                        ) No. 88 CR 12517-01  
                          )  
JEROME HENDRICKS        )

REPORT OF PROCEEDINGS had in the above-entitled  
cause, before the Honorable LEO E. HOLT, Judge of said court,  
on the 29th day of August, A.D., 1997.

Reported By:  
Casimir W. Kowalski  
Official Court Reporter

THE CLERK: Sheet 1, Line 1, Jerome Hendricks.

Judge, That's the date of 12-5.

THE COURT: By agreement, December 5th.

(Whereupon the further proceedings in the above-entitled cause were continued to December 5th, 1997.)

STATE OF ILLINOIS )  
                      ) SS.  
COUNTY OF COOK    )

I, CASIMIR W. KOWALSKI, Official Court Reporter  
of the Circuit Court of Cook County, County Department-  
Criminal Division, do hereby state that I reported in shorthand  
the proceedings had in the above-entitled cause, and that I,  
thereafter, caused to be transcribed into typewriting the  
foregoing transcript, which I hereby certify is a true and correct  
Report of Proceedings of the hearing had before said judge.

C. W. Kowalski      8-11-05  
084-000883

1 STATE OF ILLINOIS )  
2 ) SS:  
2 COUNTY OF COOK )

3 IN THE CIRCUIT COURT OF COOK COUNTY  
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 THE PEOPLE OF THE )  
6 STATE OF ILLINOIS )  
6 )  
7 vs. ) Case Number 88 CR 12517 01  
7 )  
8 JEROME HENDRICKS )  
8 )

9  
10 REPORT OF PROCEEDINGS had at the hearing  
11 of the above-entitled cause on Friday, the 5th day  
12 of December, 1997, before the Honorable LEO E. HOLT,  
13 Judge of said Court.  
14

15 APPEARANCES:

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17 MS. RITA A. FRY,  
18 Public Defender of Cook County, by  
18 MR. MICHAEL KILMER,  
19 Assistant Public Defender,  
19 appeared on behalf of the Defendant.

20

21

22

23 Dolores R. Bobin, C.S.R.  
23 Official Court Reporter  
24 No. 084 000885

1 THE CLERK: Sheet one, line one, Jerome Hendricks.

2 MR. KILMER: Good morning, Judge.

3 For the record my name is Kilmer,  
4 Michael Kilmer, K-i-l-m-e-r, I'm an Assistant Public  
5 Defender. I'm here on behalf of Mr. Hendricks to which  
6 our office has been appointed to represent on his post  
7 conviction case.

13 THE COURT: Have you spoken with Mr. Haskins,  
14 the state's attorney that normally handles post  
15 convictions, so that we are coordinated as to when  
16 it--

17 MR. KILMER: I have not spoken to him  
18 specifically, either Mr. Hendricks or Mr. Noid  
19 (phonetic spelling).

20 Mr. Haskins and I work well together.

21 These dates are normally in agreement with them. If

22 there's some problem, I'll come back personally on

23 these but normally this has not been a problem.

24 Mr. Haskins is delayed. He's in

1       Bridgeview. The weather is deteriorating. I had  
2       problems getting here myself.

3               THE COURT: Motion defendant January 14, '98.

4               MR. KILMER: We thank the Court.

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6               (Whereupon, the above-entitled cause was  
7               continued to the 14th day of January,  
8               1998.)

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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
2 COOK COUNTY, ILLINOIS

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4

5 I, Dolores R. Bobin, an Official Court  
6 Reporter for the Circuit Court of Cook County, Cook  
7 Judicial Circuit of Illinois, do hereby certify that I  
8 reported in shorthand the proceedings had on the hearing  
9 in the above-entitled cause; that I thereafter caused  
10 the foregoing to be transcribed into typewriting, which  
11 I hereby certify to be a true and accurate transcript  
12 of the proceedings had before the Honorable Leo E. Holt,  
13 Judge of said court.

14

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16

17

Dolores R. Bobin  
Official Court Reporter  
C.S.R. Number 084 000885

18

19

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22

23 Dated this 29th day of

24 July, 2005.

STATE OF ILLINOIS      )  
                            )    SS.  
COUNTY OF COOK      )

IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE      )  
STATE OF ILLINOIS      )  
                            )  
                            )  
V                      )    No. 88 CR 12517-01  
                            )  
                            )  
JEROME HENDRICKS      )

REPORT OF PROCEEDINGS had in the above-entitled  
cause, before the Honorable LEO E. HOLT, Judge of said court,  
on the 14th day of January, A.D., 1998.

APPEARANCES:

HON. RICHARD A. DEVINE,  
State's Attorney of Cook County, by  
MR. JOHN HASKINS,  
Assistant State's Attorney,  
Appeared for the People;

MS. RITA FRY,  
Public Defender of Cook County, by  
MR. BRENDAN MAX,  
Assistant Public Defender,  
Appeared for The Defendant.

Reported By:  
Casimir W. Kowalski  
Official Court Reporter

THE CLERK: Jerome Hendricks, Sheet 1, Line 1.

(Defendant Not Present)

MR. MAX: Good morning, Judge. Assistant Public Defender  
Brendan Max, M-a-x.

MR. HASKINS: John Haskins representing the People of the  
State of Illinois.

THE COURT: Good morning, Mr. Haskins, Mr. Max.

MR. MAX: Judge, Mr. Hendricks' case is being handled by  
Jerry Namini of my office. I spoke with him. He's investigating  
this case. He has ordered and received the trial transcripts and  
plans on filing a supplement in this case and is continuing to  
investigate.

He's requesting a continuance until March 20th for the  
purpose of continuing his investigation.

THE COURT: Mr. Haskins?

MR. HASKINS: For the record, Your Honor, this was a  
remand because, I believe, the State's Attorney, when you heard  
this case the first time- - I mean the Public Defender, the first  
time, didn't file a 651. I will concede it's not the same public  
defender, and Mr. Namini needs another date.

I presume he's entitled to it. If you can make it  
motion petitioner?

THE COURT: I take it from- - And I don't remember the  
history of this case, but from what you're saying to me, I take it

that I, at some point, denied the defendant- -

MR. HASKINS: Here's the order, Judge. This might refresh your memory.

THE COURT: All right. Subsequent to this order, in the appellate court, a new petition was filed?

MR. HASKINS: I doubt it, to be honest with you. I don't think- - What happens, Judge, is the person that I believe originally was the public defender was Diana Slocumb. She had left this unit and Bob Lee came in a couple of times. He was the supervisor of the unit, but he never came in as if this was his case. He just came in to get dates.

Then it was assigned to Mr. Namini. I don't think they filed anything since the original petition was denied, so they probably could file a new petition instead of a supplemental.

THE COURT: What I'm trying to figure out is how I have jurisdiction.

MR. HASKINS: The Appellate Court remanded it, didn't they?

THE COURT: No, just- - According to this order entered November 21st of 1994 the- -

MR. HASKINS: Well, Judge, I might have given you the wrong order.

THE COURT: It affirms.

MR. MAX: Judge, this is a 1997 case, though.

MR. HASKINS: Can I see what I gave you?

(Pause)

MR. HASKINS: I'm sorry.

MR. MAX: That's the direct appeal.

MR. HASKINS: Judge, I know it came back on the call on 3-17 of 1997. I might have given you the wrong one. I have to check that.

THE COURT: In any event I'm going to grant the continuance and I'm sure that you gentlemen, in March, will educate me and bring me up to date as to where we are.

In the meantime, I'll read the file and I'll be in a better position to see what's going on.

MR. HASKINS: Thank you, Judge.

MR. MAX: Thank you, Judge.

THE COURT: I'll also note that you're filing your motion to dismiss.

MR. HASKINS: Thank you.

MR. MAX: I acknowledge receipt of the motion to dismiss.

MR. HASKINS: Judge, this is probably the right one here. This is the one that came back in November of '96. Which date did you want?

MR. MAX: March 20th.

MR. HASKINS: 3-20. Judge, this is the one that they didn't file the 651.

THE COURT: All right. I understand now. Motion defendant. What date did you want, counsel?

MR. MAX: March 20th, Judge.

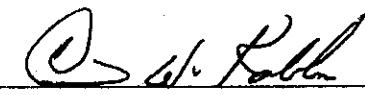
THE COURT: March 20th. See you then.

MR. MAX: Thank you.

(Whereupon the further proceedings in the above-entitled cause were continued to March 20, 1998.)

STATE OF ILLINOIS )  
                      ) SS.  
COUNTY OF COOK    )

I, CASIMIR W. KOWALSKI, Official Court Reporter  
of the Circuit Court of Cook County, County Department-  
Criminal Division, do hereby state that I reported in shorthand  
the proceedings had in the above-entitled cause, and that I,  
thereafter, caused to be transcribed into typewriting the  
foregoing transcript, which I hereby certify is a true and correct  
Report of Proceedings of the hearing had before said judge.

  
\_\_\_\_\_  
8-16-05

084-000883

1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
2 COOK COUNTY, ILLINOIS

3

4 THE PEOPLE OF THE )  
5 STATE OF ILLINOIS )  
6 vs. ) No. 88-CR-12517-01  
7 JEROME HENDRICKS )

8 REPORT OF PROCEEDINGS

9 REPORT OF PROCEEDINGS of the hearing

10 before HON. LEO E. HOLT, on the 20th day of March,  
11 1998.

12

13 APPEARANCES:

14 HON. RICHARD DEVINE,  
15 State's Attorney of Cook County, by  
16 MR. PATRICK FINLEY,  
Assistant State's Attorney,  
appeared for the People;

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18 MS. RITA A. FRY,  
19 Public Defender of Cook County, by  
20 MR. JERRY NAMINI,  
Assistant Public Defender,  
appeared for the Defendant.

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23 Beverly J. Hooker,  
Official Court Reporter  
24 C.S.R. #084-001561

1 THE CLERK: Jerome Hendricks.

2 MR. NAMINI: Jerry Namini, N-a-m-i-n-i,  
3 assistant public defender, post-conviction. Judge,  
4 I'm asking for the date on Mr. Hendricks case.

5 THE COURT: Is Mr. Haskins, who generally  
6 represents the State on this, coming in?

7                   MR. NAMINI:    I haven't seen Mr. Haskins.  I  
8    was going to ask your Honor to give us a date on  
9    this case.  I will inform Mr. Haskins on the next  
10   date.

11 MR. FINLEY: If we can pass this. Let me see  
12 if I can reach Mr. Haskins' office to see if he's  
13 coming in.

14 THE COURT: I prefer that, counsel, because I  
15 like to make certain whatever date I give you that's  
16 compatible with his schedule also.

17 MR. NAMINI: I'm sure he will be here. I  
18 talked to him and he told me he will.

19 THE COURT: Then we will await his arrival.

20 (The case was passed and recalled.)

21 THE CLERK: Jerome Hendricks.

22 MR. HASKINS: For the record John Haskins.

23 MR. NAMINI: Jerry Namini, assistant public  
24 defender.

1 THE COURT: Gentlemen, what date do you want to  
2 resolve these issues?

3 MR. NAMINI: I was asking on Jerome Hendricks,  
4 88CR1251701, 5-29.

5 THE COURT: Mr. Haskins?

6 MR. HASKINS: That's okay with me. I'm ready.  
7 I don't care if he needs time.

8 THE COURT: By agreement, May 29th.

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10 (The case was continued to  
11 May 29, 1998.)

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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
2 COOK COUNTY, ILLINOIS

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6 I, BEVERLY J. HOOKER, Official Court  
7 Reporter of the Circuit Court of Cook County, do  
8 hereby certify that I reported the proceedings had  
9 in the above-entitled cause, that I thereafter  
0 caused the foregoing to be transcribed into  
1 typewriting, which I hereby certify to be a true and  
2 accurate transcript of the proceedings had on this  
3 date.

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Beverly J. Hooker  
Beverly J. Hooker,  
Official Court Reporter #84-1561

1 STATE OF ILLINOIS )  
2 ) SS.  
2 COUNTY OF C O O K )

3 IN THE CIRCUIT COURT OF COOK COUNTY ILLINOIS  
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 THE PEOPLE OF THE )  
6 STATE OF ILLINOIS, )  
7 Plaintiff, ) Criminal  
8 vs. ) No. 88 CR 12517  
9 JEROME HENDRICKS, )  
10 Defendant. )

11 REPORT OF PROCEEDINGS

12 REPORT OF PROCEEDINGS had at the hearing in the  
13 above-entitled cause before the HONORABLE LEO E. HOLT,  
14 Judge of said court, on the 29th day of May, 1998.

15 APPEARANCES:

16 HON. RICHARD A. DEVINE,  
17 State's Attorney of Cook County, By:

18 MR. JOHN HASKINS,  
19 Assistant State's Attorney,  
20 for the People of the State of IL.

21 MR. EDWIN A. BURNETTE,  
22 Public Defender of Cook County, By:

23 MR. BRANDON MAX,  
24 Assistant Public Defender,  
for the Defendant.

23 L. B. STONE, CSR  
24 Official Court Reporter  
2650 S. California Ave.  
Chicago, IL 60608

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: John Haskins representing the People  
3 of the State of Illinois.

4 MR. MAX: Brendon Max, assistant public defender.

5 Mr. Hendricks is represented by Mr. Jeremiah from my  
6 office who's on vacation this week. Mr. Domingas'  
7 investigation is continuing, has identified three  
8 post-conviction issues, and he would be asking for a  
9 continuance to come in and update you on the stats of the  
10 case. He's requesting a date of August 21 in order to  
11 come in.

12

13 THE COURT: By agreement, August 21, did you say?

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15 MR. MAX: 21st, if that's all right with the Court,  
16 Judge.

17 MR. HASKINS: I have the 28th. I don't care if it's  
18 the 21st.

19 THE COURT: August 21.

20 MR. HASKINS: Just for the record, Judge, I'm not  
21 objecting, but this was a 1994 case that came back, and  
22 then when the case was dismissed on the merits, it came  
23 back because there was no (Inaudible) file, and it came  
24 back on March 17 of '97.

1 THE COURT: All right. Let's get on it on the 21st.

2 (Which were all the proceedings

3 . . . . . had in the above-entitled cause)

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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT

2 COOK COUNTY, ILLINOIS

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6 I, LINDA B. STONE, an Official Court Reporter  
7 for the Circuit Court of Cook County, Cook Judicial  
8 Circuit of Illinois, do hereby certify that I reported in  
9 shorthand the proceedings had on the hearing in the  
10 above-entitled cause; that I thereafter caused the  
11 foregoing to be transcribed into computation, which I  
12 hereby certify to be a true and accurate transcript of  
13 the proceedings had before the HONORABLE LEO E. HOLT,  
14 Judge of said court.

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LINDA B. STONE

19 Official Court Reporter

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23 Dated this 12th day  
24 of January, 2006.

1 STATE OF ILLINOIS )  
2 ) SS.  
2 COUNTY OF C O O K )

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
4 COUNTY DEPARTMENT - CRIMINAL DIVISION

5 THE PEOPLE OF THE )  
6 STATE OF ILLINOIS, )  
7 Plaintiff, ) Criminal  
8 vs. )  
9 JEROME HENDRICKS, )  
10 Defendant. ) No. 88 CR 12517

10 REPORT OF PROCEEDINGS

11 REPORT OF PROCEEDINGS had at the hearing in the  
12 above-entitled cause before the Honorable LEO E. HOLT,  
13 Judge of said court, on the 21st day of August, 1998.

14 APPEARANCES:

15 HON. RICHARD A. DEVINE,  
16 State's Attorney of Cook County, By:

17 MS. CHRISTINE OPP,  
18 Assistant State's Attorney,  
19 for the People of the State of IL.

20 MR. EDWIN A. BURNETTE,  
21 Public Defender of Cook County, By:

20 MR. GWENDOLYN BROWN,  
21 Assistant Public Defender,  
22 for the Defendant.

22 L. B. STONE, CSR  
23 Official Court Reporter  
24 2650 S. California  
Chicago, Illinois 60608

1 appropriate date for him if that's satisfactory. I will  
2 transfer this to the presiding judge for reassignment.  
3 Order of Court September 8. It will be on the presiding  
4 judge's call on September 8.

5 (Which were all the proceedings  
6 had in the above-entitled cause)

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1 IN THE CIRCUIT COURT OF THE COOK JUDICIAL CIRCUIT  
2 COOK COUNTY, ILLINOIS

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5

6 I, LINDA B. STONE, an Official Court Reporter  
7 for the Circuit Court of Cook County, Cook Judicial  
8 Circuit of Illinois, do hereby certify that I reported in  
9 shorthand the proceedings had on the hearing in the  
0 above-entitled cause; that I thereafter caused the  
1 foregoing to be transcribed into computation, which I  
2 hereby certify to be a true and accurate transcript of  
3 the proceedings had before the HONORABLE LEO E. HOLT,  
4 Judge of said court.

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24 of January, 2006.

Paula B. Stroh

LINDA B. STONE

Official Court Reporter

1 STATE OF ILLINOIS )  
2 ) SS.  
2 COUNTY OF C O O K )  
3  
3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
4 COUNTY DEPARTMENT - CRIMINAL DIVISION  
4  
5 PEOPLE OF THE STATE )  
5 OF ILLINOIS, )  
6 )  
6 Plaintiff, )  
7 )  
7 vs. ) No. 88 CR 12517-01  
8 )  
8 JEROME HENDRICKS, )  
9 )  
9 Defendant. )  
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11 REPORT OF PROCEEDINGS had at the hearing in  
12 the above-entitled cause before the HONORABLE  
13 LEO HOLT, Judge of said court, on the 17th day of  
14 June, 1998.

15 PRESENT:  
16 HONORABLE RICHARD A. DEVINE,  
16 STATE'S ATTORNEY OF COOK COUNTY, by:  
17 MR. JOHN HASKELL,  
17 ASSISTANT STATE'S ATTORNEY,  
18 appeared on behalf of the People.  
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22 Faye A. Roberson  
23 Official Court Reporter  
23 Circuit Court of Cook County  
24 County Department - Criminal Division

1                   THE COURT: What's the status of this?

2                   DEFENSE ATTORNEY: Judge, Mr. Hendricks is  
3                   represented by Jerry Dimini of my office. I spoke  
4                   with him this morning and he gave me an update on the  
5                   case to give to you. He said he is the process of  
6                   gathering information about several witnesses that the  
7                   defendant in this case wanted to testify and he's  
8                   asking for a continuance in order to complete that  
9                   investigation.

10                  THE COURT: How long has this case been on the  
11                  file?

12                  MR. HASKELL: This is a case dismissed in December  
13                  of '94 and remanded in '97.

14                  DEFENSE ATTORNEY: Judge, we were reappointed in  
15                  '97 and this matter was originally appointed to a  
16                  different attorney. Mr. Dimini was given this case  
17                  when he started in the office in the latter part of  
18                  1997. He's had it since then.

19                  THE COURT: So it came back from the appellate  
20                  court review, counsel?

21                  MR. HASKELL: In '97.

22                  THE COURT: Let's bring this case to some  
23                  condition to deal with. What date is convenient?

24                  DEFENSE ATTORNEY: Judge, Mr. Dimini has said that

1 he can complete his investigation by December 8th.

2 I've spoken with the State and they are agreeable to  
3 that date.

4 MR. HASKELL: Motion Petitioner.

5 THE COURT: Motion Petitioner December 8.

6 I'll mark this final.

7 (End of Proceedings.)

1 STATE OF ILLINOIS )  
2 ) SS.  
2 COUNTY OF COOK )

3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
4 COUNTY DEPARTMENT - CRIMINAL DIVISION  
5

6 I, Faye A. Roberson, an Official Court  
7 Reporter for the Circuit Court of Cook County, County  
8 Department - Criminal Division, do hereby certify that  
9 I reported in shorthand the proceedings had at the  
10 hearing in the above-entitled cause; that I thereafter  
11 caused the foregoing to be transcribed into  
12 typewriting, which I hereby certify to be a true and  
13 accurate transcript of the proceedings had before the  
14 HONORABLE LEO HOLT, Judge of said court.

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Official Court Reporter

1 STATE OF ILLINOIS )  
2 ) SS:  
2 COUNTY OF C O O K )  
  
3 IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
4 COUNTY DEPARTMENT - CRIMINAL DIVISION  
  
5 PEOPLE OF THE STATE )  
5 OF ILLINOIS, ) Criminal  
6 VS ) Case No. 88 CR 12517  
7 JEROME HENDRICKS )  
  
8

9 REPORT OF PROCEEDINGS had at the  
10 hearing of the above-entitled cause, before the  
11 HONORABLE WILBUR E. CROOKS, Judge of said court, on  
12 the 8th day of December, A.D., 1998.

13 PRESENT:

14 MR. RICHARD A. DEVINE,  
15 State's Attorney of Cook County, by:  
15 MR. JOHN HASKINS,  
16 Assistant State's Attorney,  
16 appeared for the people;

17 MS. RITA FRY,  
18 Public Defender of Cook County, by:  
18 MS. CELIA KILPATRICK,  
19 Assistant Public Defender,  
19 appeared for the defendant.

20  
21 Cecilia A. Peterson, CSR  
22 Official Court Reporter  
23 Circuit Court of Cook County  
23 Criminal Division  
24 CSR # 084-001826

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: John Haskins.

3 MS. KILPATRICK: Celia Kilpatrick.

4 MR. HASKINS: Judge, this case is back on remand  
5 because no 651 was filed on March 17, 1997. Since  
6 that time there has been ten continuances. The case  
7 was up the last time, September 17, 1998. You made it  
8 motion petitioner, final, for today's date.

9 Petitioner's counsel is Assistant Public  
10 Defender Jerry Namini. The lady here today just  
11 joined the unit and is not familiar with the case at  
12 all to my knowledge.

13 MS. KILPATRICK: Your Honor, Mr. Namini is here  
14 today in this building doing a jury. I don't know  
15 what room. But I understand it's set final for motion  
16 to dismiss. However, we would ask for a date, shorter  
17 date, if not the regular PC date in this case for  
18 Mr. Namini to appear and answer the motion to dismiss.

19 THE COURT: Mr. Haskins, what date can we get?

20 MR. HASKINS: I suppose it will have to be after  
21 the first of the year.

22 THE COURT: Motion petitioner January 20, 99.

23 MR. HASKINS: Do you want to mark it final again?

24 THE COURT: For what it's worth.

1 (WHEREUPON, those were all the  
2 proceedings had on this date  
3 with the cause being continued  
4 until the 20th day of January,  
5 A.D., 1999.)

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1                   IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
2                   COUNTY DEPARTMENT - CRIMINAL DIVISION

3                   I, Cecilia A. Peterson, an Official Court  
4                   Reporter of the Circuit Court of Cook County, County  
5                   Department - Criminal Division, do hereby certify that  
6                   I reported in shorthand the proceedings had in the  
7                   above-entitled cause; that I thereafter caused the  
8                   foregoing to be transcribed into typewriting, which I  
9                   hereby certify to be a true and accurate transcript of  
10                  the proceedings had before the Honorable WILBUR E.  
11                  CROOKS, Judge of said court.

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16                  \_\_\_\_\_  
17                  Cecilia Peterson  
18                  Official Court Reporter  
19                  CSR # 084-001826  
20  
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STATE OF ILLINOIS )  
                      ) SS:  
COUNTY OF COOK     )

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY  
DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE     )  
STATE OF ILLINOIS,     )  
                     Plaintiff,     ) No. 88-CR-12517-01  
                     -vs-         )  
JEROME HENDRICKS,     ) Charge: Murder  
                     Defendant.    )

REPORT OF PROCEEDINGS had at the hearing of  
the above-entitled cause before the Honorable LEO E. HOLT, on  
the 20th day of January, A.D., 1999.

PRESENT:

MR. JOHN HASKINS,  
Assistant State's Attorney,  
for the People.

MR. GERALD NAMINI,  
Assistant Public Defender,  
for the Defendant.

Christina F. Basis-Prinzi, CSR 084-001769  
Official Court Reporter  
2650 South California Avenue #4C02  
Chicago, Illinois 60608  
773-869-6065

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: For the record, John Haskins,  
3 assistant state's attorney, representing the People.

4 MR. NAMINI: Jerry Namini, N A M I N I, assistant  
5 public defender, on behalf of Mr. Hendricks.

6 Judge, I have been going through this file, and I  
7 talked to Mr. Hendricks several times on the phone. I  
8 visited him once in Pontiac also.

9 There are several witnesses he wants me to  
10 interview. I have been unable to find these witnesses as of  
11 yet. I have an investigator out there looking for them at  
12 this point, and that's where it stands.

13 As soon as I interview those witnesses, I will  
14 visit Mr. Hendricks again in order to identify the issues and  
15 reduce the issues to the viable ones; and then at that point  
16 I will be ready to either argue or file a supplement.

17 MR. HASKINS: If it please the court, probably one  
18 of the reasons it is difficult to find the witnesses is  
19 Mr. Hendricks was convicted in 1991 in a bench trial, and the  
20 conviction was affirmed.

21 He filed a pro se post conviction which your Honor  
22 dismissed as frivolous; that was affirmed. He filed a second  
23 post-conviction petition which your Honor dismissed after the  
24 petitioner's counsel was allowed to withdraw because he

1 alleged the same issues that were in the first post  
2 conviction; that was also dismissed as res judicata.

3 At that time the appellate court remanded this  
4 case back, and that was March 17, 1997, because petitioner's  
5 counsel never filed a 651-C. Since that time, there have  
6 been three separate public defenders.

7 On 9-17-98 your Honor indicated motion petitioner  
8 final for December 8, 1998, at which time Mr. Namini was not  
9 here, but someone from his office came in and I believe they  
10 said he was attending class or something. I am not exactly  
11 sure, and I do not want to misstate it, so your Honor marked  
12 it final again for today's date. That is where we are at.

13 The State filed its new motion to dismiss on  
14 January 14, 1998.

15 MR. NAMINI: Counsel is correct.

16 However, it is a remand by the appellate court  
17 because the public defender who represented Mr. Hendricks did  
18 not file a 651-C. When the remand came in, the Public  
19 Defender's Office was appointed to represent Mr. Hendricks.

20 I understand that there were two other attorneys  
21 prior to myself representing Mr. Hendricks. I have been  
22 representing him since I believe last January, and I have  
23 worked on his case. I have read the transcript of the case.  
24 I have met with him.

1                   I am trying to -- I understand the urgency of  
2 taking -- of bringing this case to finality, and that is what  
3 my whole effort has been.

4                   Last time I could not be in court in December  
5 because I was attending a seminar. I know your Honor marked  
6 it final, final, but I need another continuance in order to  
7 be able to investigate the case and be able to file my 651-C  
8 affidavit so it won't -- so the same thing that happened last  
9 time won't happen this time.

10                  THE COURT: Mr. Haskins, as I understand the case  
11 law in this area, upon remand for failure to file the  
12 certificate, the trial court is not simply obliged to receive  
13 the certificate nor is counsel for the petitioner simply  
14 obliged to receive the certificate. It opens up the case.

15                  MR. HASKINS: I agree, judge.

16                  THE COURT: It opens it up for the appropriate  
17 investigation that will allow a good faith filing of the  
18 certificate.

19                  I do not see how I can at this stage find that  
20 there has been a lack of diligence which would be the only  
21 basis that I could think of that would require -- that would  
22 allow me and permit me to --

23                  MR. HASKINS: I am not asking you to dismiss. All  
24 I am saying is it was remanded. It came back to your court

1 March 21, 1997. I think sometime we have to stop it. He  
2 cannot file a 651 forever.

3 THE COURT: I agree. That is my diligence issue  
4 at some point. I do not know that it's right for that -- I  
5 am going to grant another continuance. Hopefully we can get  
6 to this issue when everything that is available is before the  
7 court so we can bring some finality to it.

8 I am a little concerned if I precipitously rule  
9 and dismiss this case it would go up and come back and we  
10 would start all over again. That is wasteful.

11 MR. HASKINS: I am not asking to dismiss it today.  
12 I think -- Whatever date he needs, why don't we set a final  
13 date even though this will be the third final date?

14 THE COURT: We have set several final dates.

15 MR. NAMINI: I think it would be premature to set  
16 it for a final date.

17 THE COURT: I am not. I am going to grant you a  
18 date.

19 How much time do you need?

20 MR. NAMINI: I am asking for March 19. By that  
21 point, I should have a fairly good idea.

22 MR. HASKINS: Excuse me. I do not mean to  
23 interrupt you. I have another case set here for March 19 --  
24 I have seven cases in Markham. I was wondering if we could

1 get March 18.

2 MR. NAMINI: That is fine with me, judge. We can  
3 advance the other cases to March 18 also.

4 MR. HASKINS: I just filed on the other case. It  
5 should be there.

6 Motion petitioner?

7 MR. NAMINI: Motion petitioner is fine, judge.

8 THE COURT: March 19.

9 (The matter was continued to  
10 March 19, 1999.)

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IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

I, CHRISTINA F. BASIS-PRINZI, Official  
Shorthand Reporter of the Circuit Court of Cook County,  
County Department-Criminal Division, do hereby certify that I  
reported in shorthand the evidence had in the above-entitled  
cause and that the foregoing is a true and correct transcript  
of all the evidence heard.

Christina F. Basis-Prinzi  
CHRISTINA F. BASIS-PRINZI

STATE OF ILLINOIS )  
COUNTY OF COOK )

IN THE CIRCUIT COURT OF COOK COUNTY  
COUNTY DEPARTMENT-CRIMINAL DIVISION

THE PEOPLE OF THE )  
STATE OF ILLINOIS )  
 )  
 )  
vs. ) No. 88 CR 12517-01  
 )  
 )  
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 )  
JEROME HENDRICKS )

REPORT OF PROCEEDINGS had of the hearing in the  
above-entitled cause, before the Honorable LEO HOLT,  
Judge of the said Court, on Thursday, the 3rd day of  
June, A.D., 1999.

## APPEARANCES:

HONORABLE RICHARD DEVINE,  
State's Attorney of Cook County, by:  
MR. JOHN HASKINS,  
Assistant State's Attorney,  
on behalf of the People;

MS. RITA FRY,  
Public Defender of Cook County, by:  
MR. RONALD HAZE,  
Assistant Public Defender,  
on behalf of the defendant.

Ann Hieber, CSR  
Official Court Reporters  
2650 S. California Avenue  
Chicago, Illinois 60608

1                   THE CLERK: People of the State of Illinois  
2                   versus Jerome Hendricks.

3                   MR. HASKINS: Morning, your Honor.

4                   For the record John Haskins, Assistant  
5                   State's Attorney.

6                   MR. HAZE: Morning, Judge. Ronald Haze,  
7                   Assistant Public Defender, representing the petitioner  
8                   in this case.

9                   MR. HASKINS: Your Honor, this case of Mr.  
10                  Hendricks is a very old case. It was remanded back. It  
11                  originated in April 19th of 1994. Judge, December 8th  
12                  of 1988 you marked it final for January 20th. On  
13                  January 20th, you marked it final for March 18th. It's  
14                  up again today. Counsel who's representing Mr.  
15                  Hendricks isn't here.

16                  I would ask your Honor to mark it final  
17                  again. We've been ready on it ever since it was  
18                  remanded back. Which was the summer of '97.

19                  MR. HAZE: Judge, what Mr. Haskins represented,  
20                  that is correct. I'm not the attorney that is assigned  
21                  to this case so I'm afraid I don't have any additional  
22                  information regarding the background at this time.

23                  THE COURT: This came back for want of a 6 --

24                  MR. HASKINS: 651 was filed by the defendant --

1 defense attorney.

2 THE COURT: What date are you suggesting?

3 MR. HAZE: We've got a couple other cases up and  
4 I would be asking for a 9-1 date on that. I'll be sure  
5 to advise the other attorney of what occurred in court  
6 today.

7 THE COURT: By agreement, September 1st.

8 MR. HASKINS: Can we make that motion petitioner  
9 to let them know?

10 THE COURT: Motion defendant, final.

11 (Whereupon, the above-entitled matter  
12 was continued to September 1, 1999.)

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1 STATE OF ILLINOIS )

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3 COUNTY OF COOK )

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6 I, ANN HIEBER, Official Court Reporter of  
7 the Circuit Court of Cook County, County  
8 Department-Criminal Division, do hereby certify that I  
9 reported in shorthand the proceedings had in the  
10 above-entitled cause, that I thereafter caused to be  
11 transcribed into typewriting the above Report of  
12 Proceedings, which I hereby certify is a true and  
13 correct transcript of the proceedings had before the  
14 Honorable LEO HOLT, Judge of the said Court.

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20 Official Court Reporter of the

21 Circuit Court of Cook County

22 CSR # 084-001393

23

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1 STATE OF ILLINOIS )  
2 ) SS  
2 COUNTY OF C O O K )

3 IN THE CIRCUIT COURT OF COOK COUNTY  
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE )  
5 STATE OF ILLINOIS, )  
6 )  
6 Plaintiff, )  
7 )  
7 -vs- ) No. 88 CR 12517-01  
8 )  
8 JEROME HENDRICKS, )  
9 )  
9 Defendant. )

10

11 CONTINUANCE

12 REPORT OF PROCEEDINGS had in the hearing  
13 of the above-entitled cause, before the HONORABLE  
14 LEO HOLT, Judge of said Court, on the 1st day of  
15 September, A.D., 1999.

16 APPEARANCES:

17 HON. RICHARD A. DEVINE,  
17 State's Attorney of Cook County, By:  
18 MR. JOHN HASKINS,  
18 Assistant State's Attorney,  
19 Appeared for the Plaintiff;

20 MS. RITA A. FRY,  
20 Public Defender of Cook County, By:  
21 MR. JERRY NAMINI,  
21 Assistant Public Defender,  
22 Appeared for the Defendant.

23 JAMES M. DONAHUE  
24 Official Court Reporter  
Certificate No. 084-000909

1 THE CLERK: Jerome Hendricks.

2 MR. NAMINI: Jerry Namini, N-A-M-I-N-I, Assistant  
3 Public Defender on behalf of Mr. Hendricks.

4 MR. HASKINS: John Haskins, Assistant State's  
5 Attorney, representing the People of the State of  
6 Illinois.

7 Judge, on June 3rd, this case was marked  
8 final. State's ready. It's a very old case.

9 MR. NAMINI: Judge, since the last date, I've  
10 talked to my client a couple of times. I received  
11 the name of two witnesses that I need to interview.  
12 I'm waiting for the name and information of two  
13 more witnesses for my client. I've reduced the  
14 issue of three issues to investigate, and if  
15 possible, I'll write a supplemental on it. I'm  
16 asking for a continuance to November 2nd, in order  
17 to finalize everything and hopefully file a  
18 supplemental by that date.

19 MR. HASKINS: If it pleases the Court, just to  
20 make a record, Judge, this is a 1988 case. The  
21 appeal was affirmed. The first post-conviction  
22 Your Honor threw out as frivolous back in 1994,  
23 that was affirmed. There was a second post-  
24 conviction petition which you appointed counsel.

1       We argued the motion to dismiss. Your Honor  
2       dismissed it. Counsel asked to be allowed to have  
3       the case heard as there were some other issues.  
4       You allowed him, but he never filed a 651. This  
5       case came back March 17th, 1997 on a remand for the  
6       only reason because he didn't file a 651. I filed  
7       a motion to dismiss on January 14th of 1998. It's  
8       been motion Petitioner now for two years, and  
9       nothing has been filed. This is now 11 years since  
10      the guy has been convicted.

11           THE COURT: The law as I understand it,  
12       Mr. Haskins, when it's returned for want of 651,  
13       for want of 651 certificate, it essentially starts  
14       new. It's not simply a question of just filing the  
15       certificate and that complies with the rules and  
16       disposes of the case. The lawyer that is going to  
17       file the 651 certificate has an obligation to  
18       investigate, amend the petition, and proceed as  
19       new.

20           MR. HASKINS: I agree with you, Judge. Why is  
21       it taking the amount of time? I don't know if they  
22       have communication problems or information  
23       gathering or whatever it is. But I rely upon the  
24       integrity of Counsel not to bring upon frivolous

1       delays. So I am assuming that Counsel is  
2       diligently working to comply with the spirit of the  
3       rules and to effectively represent his client,  
4       since Mr. Hendricks is not going anywhere for a  
5       considerable amount of time.

6 THE COURT: I'm going to grant a continuance.

7 MR. HASKINS: Fine.

8 MR. NAMINI: Thank you, Judge.

9 THE COURT: Order of Court November 2nd.

10 (Which were all the  
11 proceedings had in  
12 the above-entitled  
13 cause on this date.)

1 STATE OF ILLINOIS )  
2 ) SS  
2 COUNTY OF C O O K )

3

4 I, JAMES M. DONAHUE, an Official Court  
5 Reporter for the Circuit Court of Cook County,  
6 County Department-Criminal Division, do hereby  
7 certify that I reported in shorthand the  
8 proceedings had in the above-entitled cause; that I  
9 thereafter caused the same to be transcribed into  
10 typewriting; which I certify to be a true and  
11 accurate transcription of the proceedings had  
12 before the Hon. Leo Holt, Judge of said Court, on  
13 the 1st day of September, A.D., 1999.

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15   
16 Official Court Reporter  
17 Circuit Court of Cook County  
Criminal Division  
Certificate No. 084-000909

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1 STATE OF ILLINOIS )  
2 COUNTY OF COOK ) SS:  
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4 IN THE CIRCUIT COURT OF COOK COUNTY  
5 COUNTY DEPARTMENT-CRIMINAL DIVISION  
6

7 THE PEOPLE OF THE )  
8 STATE OF ILLINOIS )  
9 ) No. 88 CR 12517  
10 -vs- )  
11 JEROME HENDRICKS ) Charge: Murder  
12  
13

14 Report of Proceedings of the hearing  
15 before the Honorable LEO HOLT on November 2, 1999.  
16

17 APPEARANCES:

18 HONORABLE RICHARD A. DEVINE,  
19 State's Attorney of Cook County, by  
20 MR. JOHN HASKINS,  
21 Assistant State's Attorney,  
22 appeared on behalf of the People,  
23

24 MS. RITA FRY,  
25 Public Defender of Cook County, by  
26 MS. ERICA REDDICK,  
27 MR. JERRY NAMININ  
28 Assistant Public Defenders,  
29 appeared for the Defendant.

1 THE CLERK: Jerome Hendricks.

2 MS. REDDICK: Good morning, your Honor. Assistant  
3 Public Defender Erica Reddick.

4 Your Honor, Jerry Namini from our office  
5 represents Mr. Hendricks. Mr. Namini has been  
6 transferred from another building, he is now working  
7 in this building. He was scheduled to be here this  
8 morning on this case so that he could inform the Court  
9 of his progress, and I don't know why he's not  
10 present.

11 There are two matters before you today that  
12 we are seeking 30-day dates on. Should Mr. Namini not  
13 appear yet this morning, I am quite certain he'd be  
14 requesting that date as well.

15 MR. HASKINS: If it please the Court, your Honor,  
16 John Haskins, assistant state's attorney, representing  
17 the People of the State of Illinois.

18 Your Honor, this is a 1988 case, post  
19 conviction. There was a finding in April of '94. You  
20 dismissed it once as frivolous; second time you  
21 appointed an assistant public defender and you  
22 dismissed it, and it was sent back. The public  
23 defender didn't file a 651. That was back in '97.

24 Since '97, your Honor, there has been three

1       public defenders on it. The last one, Mr. Namini, has  
2       been on the case since, I believe March of '98. It's  
3       been marked final since December of '98, four court  
4       dates -- five court dates. I suppose we could mark it  
5       final again, but we don't seem to be getting too far  
6       in this. Nothing else has been filed since the  
7       original petition in 1994.

8                   So there is a motion to dismiss on file,  
9       your Honor; that's about all I can tell you.

10          THE COURT: What you say appears to be one hundred  
11       percent accurate, Mr. Haskins.

12          MR. HASKINS: It is, your Honor.

13          THE COURT: Which is very, very disturbing, and  
14       it's that long on a contention that his imprisonment  
15       is in violation of his constitutional rights, and we  
16       can't come to grips with the problem because the  
17       public defender's office keeps changing lawyers on  
18       him.

19          MS. REDDICK: Judge, despite his being  
20       transferred, Mr. Namini, I'm referring to -- out of  
21       the unit, he is retaining this case for that very  
22       reason. He's assigned to this building. If he is  
23       present at work today, he should be locatable and able  
24       to come before your Honor at some point this morning.

1 So, if it pleases the Court --

2 | THE COURT: Pass it.

3 MS. REDDICK: I would like to try to bring him  
4 before the Court.

5 | THE COURT: Pass it.

6 (The case was passed and later recalled  
7 after which the following proceedings  
8 were had:)

9 THE CLERK: Jerome Hendricks.

10 MS. NAMINI: Good morning, Judge, Jerry Namini,  
11 N-a-m-i-n-i, on behalf of Mr. Hendricks.

12 THE COURT: Your associate informs me that you are  
13 going to stay with this case. We are going to bring  
14 this to a conclusion, or at least attempt to make some  
15 resolution of it in the not distant future.

16 MR. NAMINI: That's correct, Judge. I met Mr.  
17 Hendricks at Stateville, and I finalized the issues  
18 with him. I am in the process of writing a supplement  
19 in that case.

20 I was hoping that I'd be done by now, but  
21 having been transferred from my unit, I not was not  
22 able to dedicate as much time as I wanted.

23                   If I could get a month continuance, I  
24 should be done by then.

1 THE COURT: December 2nd.

2 MR. NAMINI: That's fine.

3 THE COURT: By agreement?

4 MR. HASKINS: Motion petitioner, Judge. It has  
5 been for seven years.

6 THE COURT: Motion petitioner, December 2nd.

7 MR. HASKINS: Is that for argument?

8 THE COURT: I don't know what that's for.

9 MS. REDDICK: Judge, I apologize, I have a case up  
10 in front of Judge Dernbach that morning. Is it  
11 possible to go on December 1st?

12 THE COURT: Mr. Haskins is going to be here on  
13 December 2nd.

14 MR. HASKINS: I can come on the 1st, no problem,  
15 Judge.

16 THE COURT: All right. Motion defendant, December  
17 1st.

18 (Whereupon, the above matter was  
19 continued to 12/1/99.)

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1                   IN THE CIRCUIT COURT OF COOK JUDICIAL CIRCUIT  
2                   COOK COUNTY, ILLINOIS

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6                   I, NOREEN SULLIVAN ERICKSON, an Official  
7                   Court Reporter for the Circuit Court of Cook County,  
8                   Cook Judicial Circuit of Illinois, do hereby certify  
9                   that I reported in shorthand the proceedings had on  
10                  the hearing in the above-entitled cause; that I  
11                  thereafter caused the foregoing to be transcribed into  
12                  typewriting, which I hereby certify to be a true and  
13                  accurate transcript of the proceedings had before the  
14                  honorable LEO HOLT, Judge of said court.

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20                   OFFICIAL COURT REPORTER

21                   License No. 84-1527

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1 STATE OF ILLINOIS )  
2 ) SS:  
2 COUNTY OF COOK )

3 IN THE CIRCUIT COURT OF COOK COUNTY  
4 COUNTY DEPARTMENT-CRIMINAL DIVISION

5 THE PEOPLE OF THE )  
6 STATE OF ILLINOIS )  
7 VS ) Indictment No. 88 12517  
8 JEROME HENDRICKS ) Post Conviction

9 REPORT OF PROCEEDINGS

10 BE IT REMEMBERED that on the 2nd day of  
11 December A.D., 1999, this cause came on for hearing  
12 before the Honorable LEO HOLT, Judge of said court.

13

14 APPEARANCES:

15 HON. RICHARD DEVINE,  
16 State's Attorney of Cook County, by  
17 MR. JOHN HASKINS,  
18 Assistant State's Attorney,  
19 appeared for the People;

20 HON. RITA A. FRY,  
21 Public Defender of Cook County, by  
22 MR. JERRY NAMINI,  
23 Assistant Public Defender,  
24 appeared for the Defendant.

22 Brenda D. Hayes, CSR, 084-001226  
23 Official Court Reporter  
24 2650 S. California  
Chicago, Illinois 60608

1 THE CLERK: Jerome Hendricks.

2 MR. HASKINS: The same date. Counsel needs a  
3 little more time.

4 THE COURT: By agreement, January 11th.

5 MR. HASKINS: Judge, that would be motion  
6 defendant too.

7 MR. NAMINI: That's fine.

8 THE COURT: Motion defendant, January 11,  
9 2000.

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(The above entitled matter

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was continued to

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January 11, 2000.)

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1 STATE OF ILLINOIS)  
2 ) SS:  
3 COUNTY OF COOK)

4  
5 IN THE CIRCUIT COURT OF COOK COUNTY  
6 COUNTY DEPARTMENT-CRIMINAL DIVISION

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I, BRENDA D. HAYES, Official Court  
Reporter for the Circuit Court of Cook County, Cook  
Judicial Circuit of Illinois, do hereby certify that  
I reported stenographically the proceedings had on  
the hearing in the above entitled cause; that I  
thereafter transcribed said hearing into  
typewriting, which I hereby certify to be a  
true and accurate transcript of the proceedings  
had before the Honorable LEO HOLT, Judge of  
said court.

  
OFFICIAL COURT REPORTER

1 STATE OF ILLINOIS )  
2 ) SS  
2 COUNTY OF COOK )  
  
3 IN THE CIRCUIT COURT OF COOK COUNTY  
4 COUNTY DEPARTMENT-CRIMINAL DIVISION  
  
5 THE PEOPLE OF THE )  
5 STATE OF ILLINOIS, )  
6 ) Plaintiff, )  
7 )  
7 -vs- ) No. 88 CR 12517-01  
8 )  
8 JEROME HENDRICKS, )  
9 )  
9 Defendant. )

10  
11 CONTINUANCE

12 REPORT OF PROCEEDINGS had in the hearing  
13 of the above-entitled cause, before the HONORABLE  
14 LEO HOLT, Judge of said Court, on the 11th day of  
15 January, A.D., 2000.

16 APPEARANCES:

17 HON. RICHARD A. DEVINE,  
17 State's Attorney of Cook County, By:  
18 MR. JOHN HASKINS,  
18 Assistant State's Attorney,  
19 Appeared for the Plaintiff;

20 MS. RITA A. FRY,  
20 Public Defender of Cook County, By:  
21 MR. JERRY NAMINI,  
21 Assistant Public Defender,  
22 Appeared for the Defendant.

23 JAMES M. DONAHUE  
24 Official Court Reporter  
Certificate No. 084-000909